

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

Case No. 22-MJ-00237-JFJ

GARY LEE SMITH, JR.,

Defendant.

MOTION FOR LEAVE TO DISMISS

Pursuant to Rule 48(a), Federal Rules of Criminal Procedure, plaintiff hereby informs the Court that the government filed a Complaint (Dkt #1) on April 11, 2022. The government moves the Court for leave to dismiss the Complaint (Dkt. #2) in the above-styled case without prejudice.

WHEREFORE, premises considered, plaintiff prays that the instant motion be granted, and for all other proper relief.

Respectfully submitted,

CLINTON J. JOHNSON
UNITED STATES ATTORNEY

/s/ John E. Brasher

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Certificate of Service

I hereby certify that on this 3rd day of May, 2022, I electronically transmitted the foregoing document to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrant:

Attorney for Defendant

/s/ John E. Brasher

John E. Basher

Assistant United States Attorney

